

HOUSE BILL 1407

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R4

2001 Regular Session
1lr2957

By: **Delegates Love and Sophocleus**

Introduced and read first time: February 28, 2001

Assigned to: Rules and Executive Nominations

Re-referred to: Commerce and Government Matters, March 5, 2001

Committee Report: Favorable with amendments

House action: Adopted with floor amendments

Read second time: March 21, 2001

CHAPTER _____

1 AN ACT concerning

2 **Scooters - Protective Helmets and Headgear**

3 FOR the purpose of prohibiting an individual under a certain age from riding in
4 certain places on a ~~motorized or nonmotorized~~ scooter unless the individual
5 wears a helmet ~~or protective headgear~~ that meets or exceeds certain standards;
6 providing for the issuance of a certain warning; ~~requiring the Motor Vehicle~~
7 ~~Administration to conduct a certain study and report to certain committees of~~
8 ~~the General Assembly on or before a certain date~~; defining the term "scooter";
9 and generally relating to the operation of ~~motorized and nonmotorized~~ scooters.

10 BY adding to

11 Article - Transportation

12 Section 11-154.1 and 16-104.3

13 Annotated Code of Maryland

14 (1999 Replacement Volume and 2000 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article - Transportation**

18 11-154.1.

19 "SCOOTER" MEANS A TWO-WHEELED VEHICLE THAT:

20 (1) HAS HANDLEBARS; AND

1 (2) IS DESIGNED TO BE STOOD ON BY THE OPERATOR;~~AND~~

2 (3) (I) ~~IS POWERED BY A MOTOR; OR~~

3 (II) ~~IS NOT MOTORIZED.~~

4 16-104.3.

5 (A) (4) AN INDIVIDUAL UNDER THE AGE OF 16 YEARS MAY NOT RIDE ON A
6 SCOOTER ON ANY BICYCLE WAY, SIDEWALK, OR OTHER PROPERTY OPEN TO THE
7 PUBLIC OR USED BY THE PUBLIC FOR PEDESTRIAN OR VEHICULAR TRAFFIC IN THE
8 STATE UNLESS THE INDIVIDUAL WEARS IS WEARING A HELMET OR PROTECTIVE
9 HEADGEAR THAT MEETS OR EXCEEDS THE STANDARDS FOR PROTECTIVE HEADGEAR
10 FOR SCOOTER USE ADOPTED BY THE AMERICAN NATIONAL STANDARDS INSTITUTE,
11 THE SNELL MEMORIAL FOUNDATION, OR THE AMERICAN SOCIETY OF TESTING AND
12 MEASUREMENTS.

13 (2) ~~IF THE STANDARDS SETTING ORGANIZATIONS LISTED IN~~
14 ~~PARAGRAPH (1) OF THIS SUBSECTION DO NOT HAVE STANDARDS FOR PROTECTIVE~~
15 ~~HEADGEAR FOR SCOOTER USE, AN INDIVIDUAL UNDER THE AGE OF 16 YEARS SHALL~~
16 ~~WEAR A HELMET OR PROTECTIVE HEADGEAR THAT MEETS OR EXCEEDS THE~~
17 ~~STANDARDS ADOPTED BY THOSE ORGANIZATIONS~~ THE AMERICAN NATIONAL
18 STANDARDS INSTITUTE, THE SNELL MEMORIAL FOUNDATION, OR THE AMERICAN
19 SOCIETY OF TESTING AND MEASUREMENTS FOR PROTECTIVE HEADGEAR FOR
20 BICYCLISTS USE IN BICYCLING.

21 (B) THIS SECTION SHALL BE ENFORCED BY THE ISSUANCE OF A WARNING
22 THAT INFORMS THE OFFENDER OF THE REQUIREMENTS OF THIS SECTION AND
23 PROVIDES EDUCATIONAL MATERIALS ABOUT HELMET USE.

24 ~~SECTION 2. AND BE IT FURTHER ENACTED, That the Motor Vehicle~~
25 ~~Administration shall study the safety of operating motorized and nonmotorized~~
26 ~~scooters and the feasibility and desirability of further regulating their operation~~
27 ~~beyond the requirement imposed under this Act. The Motor Vehicle Administration~~
28 ~~shall report its findings to the Senate Judicial Proceedings Committee and the House~~
29 ~~Commerce and Government Matters Committee of the General Assembly, subject to §~~
30 ~~2-1246 of the State Government Article, on or before December 31, 2001.~~

31 ~~SECTION 3. 2.~~ AND BE IT FURTHER ENACTED, That this Act shall take
32 effect October 1, 2001.

